

DOCKET NO: 275729US6PCT

IN THE UNITED STATES PATENT & TRADEMARK OFFICE

IN RE APPLICATION OF : DATE ALLOWED: MAY 19, 2008  
TOSHIHIRO MORITA, ET AL. : EXAMINER: GARG, YOGESH C.  
SERIAL NO: 09/889,022 :  
FILED: MARCH 25, 2002 : GROUP ART UNIT: 3625  
FOR: INFORMATION PROCESSOR AND :  
PROCESSING METHOD, AND  
INFORMATION STORAGE MEDIUM

**PETITION FOR CONSIDERATION UNDER 37 C.F.R. §1.181(A)(3)**

COMMISSIONER FOR PATENTS  
ALEXANDRIA, VIRGINIA 22313

SIR:

Applicants herein petition the Commissioner to invoke his supervisory authority to compel the Examiner to consider the references cited in the Information Disclosure Statement filed on July 10, 2001.

The Information Disclosure Statement, in conformity with the requirements of 37 C.F.R. §1.97-1.98, was filed on July 10, 2001, together with the International Search Report of February 6, 2001. The above-referenced application has now been allowed. References AS and AT cited in the Information Disclosure Statement were denied consideration by the Examiner on June 23, 2008.

37 C.F.R. §1.181(a)(3) allows petition to invoke the supervisory authority of the Commissioner in appropriate circumstances. The Information Disclosure Statement is in compliance with 37 C.F.R. §1.97-1.98 since the references cited therein were listed as being relevant on the International Search Report. A copy of the previously submitted page in English of the International Search Report listing these references is attached. Accordingly, it is respectfully submitted that this Petition Under 37 C.F.R. §1.181 be granted and that the

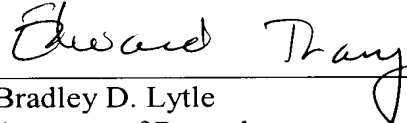
Application No. 09/889,022

Reply to Notice of Allowability of May 19, 2008

Examiner consider the Information Disclosure Statement filed July 10, 2001, and the references AS and AT cited therein.

Respectfully submitted,

OBLON, SPIVAK, McCLELLAND,  
MAIER & NEUSTADT, P.C.

A handwritten signature in cursive script, appearing to read "Bradley D. Lytle", is written over a horizontal line.

Bradley D. Lytle  
Attorney of Record  
Registration No. 40,073

Customer Number

**22850**

Tel: (703) 413-3000

Fax: (703) 413 -2220

(OSMMN 08/07)

Edward W. Tracy  
Registration No. 47,998

# INTERNATIONAL SEARCH REPORT

International application No.

PCT/JP00/07973

**A. CLASSIFICATION OF SUBJECT MATTER**  
Int.Cl<sup>7</sup> G10K15/02, G06F17/60, G11B20/10

According to International Patent Classification (IPC) or to both national classification and IPC

**B. FIELDS SEARCHED**

Minimum documentation searched (classification system followed by classification symbols)  
Int.Cl<sup>7</sup> G10K15/02, 15/04

Documentation searched other than minimum documentation to the extent that such documents are included in the fields searched  
Jitsuyo Shinan Koho 1922-1996 Toroku Jitsuyo Shinan Koho 1994-2001  
Kokai Jitsuyo Shinan Koho 1971-2001 Jitsuyo Shinan Toroku Koho 1996-2001

Electronic data base consulted during the international search (name of data base and, where practicable, search terms used)  
JICST FILE (JOIS), INSPEC (DIALOG), WPI (DIALOG),  
IEEE Electronic Library Online

**C. DOCUMENTS CONSIDERED TO BE RELEVANT**

Category*	Citation of document, with indication, where appropriate, of the relevant passages	Relevant to claim No.
A	Nikkei Electronics, Vol.739, "Kogata Memory Card de Ongaku Chosakuken wo mamoru," 22 March, 1999 (22.03.99), pp.49-53	1-21
A	Nikkei Electronics, Vol.738, "Ongaku Haishin matta nashi," 08 March, 1999 (08.03.99), pp.87-111	1-21

☐ Further documents are listed in the continuation of Box C.

☐ See patent family annex.

\* Special categories of cited documents:  
"A" document defining the general state of the art which is not considered to be of particular relevance  
"E" earlier document but published on or after the international filing date  
"L" document which may throw doubts on priority claim(s) or which is cited to establish the publication date of another citation or other special reason (as specified)  
"O" document referring to an oral disclosure, use, exhibition or other means  
"P" document published prior to the international filing date but later than the priority date claimed

"T" later document published after the international filing date or priority date and not in conflict with the application but cited to understand the principle or theory underlying the invention  
"X" document of particular relevance; the claimed invention cannot be considered novel or cannot be considered to involve an inventive step when the document is taken alone  
"Y" document of particular relevance; the claimed invention cannot be considered to involve an inventive step when the document is combined with one or more other such documents, such combination being obvious to a person skilled in the art  
"&" document member of the same patent family

Date of the actual completion of the international search  
25 January, 2001 (25.01.01)

Date of mailing of the international search report  
06 February, 2001 (06.02.01)

Name and mailing address of the ISA/  
Japanese Patent Office

Authorized officer

Facsimile No.

Telephone No.